IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr Misc No 12973 of 2008
GANGA RAM PASWAN
Versus
THE STATE OF BIHAR
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2 **14.05.2008** The petitioner is in custody since 16.12.2007 in relation to Biraul Police Station Case No 86 of 2003 instituted under Sections 399, 402 of Indian Penal Code read with Arms Act. The allegation is that some villagers had caught three persons amongst several others who managed to escape who were planning to commit offence. It is alleged that the arrested persons disclosed the name of the petitioner who managed to escape throwing the pistol there. The case was instituted in the year 2003 and the petitioner was apprehended only on 16.12.2007.

In such a situation, I am not inclined to grant bail to the petitioner at this stage. Prayer of petitioner for bail is rejected.

However, once charges are framed, the petitioner Ganga Ram Paswan would be enlarged on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Subdivisional Judicial Magistrate, Biraul at Benipur in Biraul Police Station Case No 86 of 2003 subject to the condition that one of the sureties would be the mother Rita Devi of the petitioner.

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M.E.H./ **(Navaniti Prasad Singh)**